

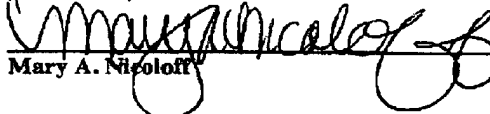
OCT 21 2009

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Michael Lester Kerns, et al )  
For: RUBBER FOR BABY BOTTLE )  
NIPPLES, PACIFIERS AND SYRINGE )  
PLUNGERS )  
Serial No.: 10/808,856 )  
Filed: March 25, 2004 )

Docket No. DN2001-192D01  
Art Unit: 3763  
Examiner: Patel, Pritesh Ashiok

I hereby certify that this correspondence is being  
facsimile transmitted to the United States Patent and  
Trademark Office to Fax Number (571) 273-8300 on  
October 21, 2009.

  
Mary A. Nicoloff

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

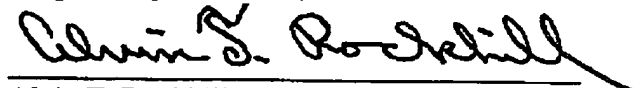
**NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated July 21, 2009, of the Examiner finally rejecting claims 1-19.

The items checked below are appropriate:

1. ☒ [X] The claims in the above-identified patent application are under a final rejection and this Notice of Appeal is being filed in accordance with 37 CFR §1.191 (a).
2. Fee \$540.00 required under 37 CFR §1.17(b)  
☐ [ ] Not required (fee paid in prior appeal).  
☒ [X] Charge to Deposit Account No. 07-1725.
3. ☒ [X] The Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayment, to account No. 07-1725.
4. ☐ [ ] A petition for an extension of time under 37 CFR 1.136(a) is enclosed.

Respectfully submitted,

  
Alvin T. Rockhill, Attorney for Applicant(s)  
Reg. No. 30,417

P.O. Box 1283  
Bath, OH 44210-1283  
Telephone: (330) 666-4659